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## UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

) Case No. 08-CV-01304 (FLW) (DEA)	
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	)
) NOTICE OF DEFENDANTS AND	
) COUNTERCLAIMANTS' MOTION	
) TO FILE DOCUMENTS UNDER	
SEAL PURSUANT TO L. CIV. R. 5.3	
	)
	)
	)

PLEASE TAKE NOTICE that Defendants and Counterclaimants Denis S. Commette,

Gama Machinery USA, Inc., (collectively "Gama") and Garraf Maquinaria S.A. ("Garraf") shall

apply to the Hon. Freda L. Wolfson, U.S.D.J., at the Clarkson S. Fisher Building & U.S.

Courthouse, 402 East State Street, Room 2020, Courtroom 5E, Trenton, New Jersey, for entry or

an Order: (i) sealing the materials enumerated in the accompanying Brief in connection with

Gama and Garraf's motion for preliminary injunction against Counter-Claim Defendants Graco

Inc. and Graco Minnesota Inc. (collectively, "Graco"), which is being filed with the Court

simultaneously; and (ii) granting such other and further relief to Gama and Garraf as the Court

deems just and proper.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Gama and Garraf

will rely upon the enclosed Brief in Support of Gama and Garraf's Motion to File Documents

under Seal and Statement of Fact and Conclusions of Law in Support of Gama and Garraf's

Motion to File Documents under Seal. A proposed form of Order is also being submitted with

this motion.

Dated: June 11, 2009

Of Counsel:

TOMPKINS, MCGUIRE, WACHENFELD &

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/s/Brian M. English

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